



भारत का राजपत्र

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EXTRAORDINARY

भाग II—संख्या 1

PART II—Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

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No. 5] NEW DELHI, WEDNESDAY, MARCH 23, 1966/CHAITRA 2, 1888

इस भाग में भिन्न पृष्ठ संलग्न ही जाती हैं जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW
(Legislative Department)

New Delhi, the 23rd March, 1966/Chaitra 2, 1888 (Saka)

The following President's Act is published for general information:—

THE KERALA RE-ENACTING ACT, 1966

No. 1 of 1966

Enacted by the President in the Seventeenth Year of the Republic of India.

An Act to re-enact certain enactments

In exercise of the powers conferred by section 3 of the Kerala State Legislature (Delegation of Powers) Act, 1965, the President is pleased to enact as follows:—

1. (1) This Act may be called the Kerala Re-enacting Act, 1966. Short title and commencement.

Re-enact-
ment of
certain
President's
Acts.

- (2) It shall come into force at once.
2. The President's Acts specified in the Schedule are hereby re-enacted.

THE SCHEDULE

(See section 2)

President's Acts

1. The Kerala Abkari Laws (Amendment and Validation) Act, 1964 (1 of 1964).
2. The Kerala Revenue Recovery Laws (Amendment) Act, 1964 (2 of 1964).
3. The Kerala State Legislature (Continuance of the Use of English Language) Act, 1965 (1 of 1965).

S. RADHAKRISHNAN,
President.

S. P. SEN-VARMA,
Secy. to the Govt. of India.

Reasons for the enactment

By the Proclamation dated the 10th September, 1964, issued by the President under article 356 of the Constitution of India, the powers of the Legislature of the State of Kerala were declared to be exercisable by or under the authority of Parliament. By the Kerala State Legislature (Delegation of Powers) Act, 1964 (30 of 1964), Parliament conferred on the President the power of the Legislature of the said State to make laws. By virtue of these powers, the President enacted certain Acts for the State of Kerala.

2. The President's Proclamation dated the 10th September, 1964, was revoked on the 24th March, 1965, by the Vice-President of India discharging the functions of the President and therefore the Proclamation ceased to be in force on that date. Under article 357(2) of the Constitution, the laws made by the President which the President would not, but for the issue of the Proclamation, have been competent

to make, shall, to the extent of the incompetency, cease to have effect on the expiration of a period of one year after the Proclamation has ceased to operate, unless the provisions which shall so cease to have effect are sooner repealed or re-enacted by Act of the appropriate Legislature. Therefore, the Acts enacted by the President for the State of Kerala during the period of operation of the Proclamation dated the 10th September, 1964, will cease to have effect after the 24th March, 1966, unless they are re-enacted. The present enactment is intended for this purpose.

3. The Committee constituted under the proviso to sub-section (2) of section 3 of the Kerala State Legislature (Delegation of Powers) Act, 1965 (12 of 1965), has approved the enactment of this measure as a President's Act.

L. P. SINGH,
Secretary to the Govt. of India,
Ministry of Home Affairs.

